

100TH CONGRESS
2D SESSION

H. R. 4118

To amend and extend the authorization of appropriations for public broadcasting,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 1988

Mr. MARKEY introduced the following bill; which was referred to the Committee
on Energy and Commerce

A BILL

To amend and extend the authorization of appropriations for
public broadcasting, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "Public Telecommunica-
5 tions Act of 1988".

6 **SEC. 2. PUBLIC TELECOMMUNICATIONS FACILITIES AUTHORI-**
7 **ZATION.**

8 Section 391 of the Communications Act of 1934 (47
9 U.S.C. 391) is amended—

10 (1) by striking "and" after "1987,"; and

1 (2) by inserting “\$36,000,000 for fiscal year
2 1989, \$39,000,000 for fiscal year 1990, and
3 \$42,000,000 for fiscal year 1991,” immediately after
4 “1988,”.

5 **SEC. 3. FINANCING OF CORPORATION FOR PUBLIC BROAD-**
6 **CASTING.**

7 (a) **GENERAL AUTHORIZATION.**—Section 396(k)(1)(C)
8 of the Communications Act of 1934 (47 U.S.C. 396(k)(1)(C))
9 is amended—

10 (1) by striking “and 1990” and inserting in lieu
11 thereof “1990, 1991, 1992, and 1993”;

12 (2) by striking “and” after “fiscal year 1989,”;
13 and

14 (3) by inserting before the period at the end there-
15 of the following: “, \$304,000,000 for fiscal year 1991,
16 \$354,000,000 for fiscal year 1992, and \$404,000,000
17 for fiscal year 1993”.

18 (b) **AUTHORIZATION FOR SATELLITE INTERCONNEC-**
19 **TION.**—Section 396(k) of the Communications Act of 1934
20 (47 U.S.C. 396(k)) is amended by adding at the end thereof
21 the following new paragraph:

22 “(10)(A) There is hereby established in the Treasury a
23 fund which shall be known as the Public Broadcasting Satel-
24 lite Interconnection Fund (hereinafter in this subsection re-

1 ferred to as the "Satellite Interconnection Fund"), to be ad-
2 ministered by the Secretary of the Treasury.

3 “(B) There is authorized to be appropriated to the Satel-
4 lite Interconnection Fund, for fiscal year 1991, the amount of
5 \$200,000,000. If such amount is not appropriated in full for
6 fiscal year 1991, the portion of such amount not yet appro-
7 priated is authorized to be appropriated for fiscal years 1992
8 and 1993. Funds appropriated to the Satellite Interconnec-
9 tion Fund shall remain available until expended.

10 “(C) The Secretary of the Treasury shall make available
11 and disburse to the Corporation, at the beginning of fiscal
12 year 1991 and of each succeeding fiscal year thereafter, such
13 funds as have been appropriated to the Satellite Interconnec-
14 tion Fund for the fiscal year in which such disbursement is to
15 be made.

16 “(D) Notwithstanding any other provision of this sub-
17 section except paragraphs (4), (5), (8), and (9), all funds ap-
18 propriated to the Satellite Interconnection Fund—

19 “(i) shall be distributed by the Corporation to the
20 licensees and permittees of noncommercial educational
21 television broadcast stations providing public telecom-
22 munications services or the national entity they desig-
23 nate for satellite interconnection purposes and to those
24 public telecommunications entities participating in the
25 public radio satellite interconnection system or the na-

1 tional entity they designate for satellite interconnection
 2 purposes, exclusively for the capital costs of the re-
 3 placement, refurbishment, or upgrading of their nation-
 4 al satellite interconnection systems and associated
 5 maintenance of such systems; and

6 “(ii) shall not be used for the general administra-
 7 tive costs of the Corporation, the salaries or related ex-
 8 penses of Corporation personnel and members of the
 9 Board, or for expenses of consultants and advisers to
 10 the Corporation.”.

11 **SEC. 4. DEFINITION OF INDEPENDENT PRODUCERS AND PRO-**
 12 **DUCTION COMPANIES.**

13 Section 396(k)(3)(B) of the Communications Act of 1934
 14 (47 U.S.C. 396(k)(3)) is amended by adding at the end there-
 15 of the following new clause:

16 “(iii) For the purposes of this subparagraph, the terms
 17 ‘independent producer’ and ‘independent production entity’
 18 mean any person who—

19 “(I) is engaged in the production of television or
 20 radio programs; and

21 “(II) with respect to such production, is not affili-
 22 ated with the Corporation, Public Broadcasting Serv-
 23 ice, or a public or commercial broadcasting licensee, or
 24 any consortium, affiliation or other entity that includes
 25 such a licensee, in a manner which would require or

1 permit such Corporation, Service, licensee, consortium,
2 affiliation, or entity to exercise editorial or financial
3 control over such production.”.

○

100TH CONGRESS
2D SESSION

H. R. 4118

To amend and extend the authorization of appropriations for public broadcasting,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 1988

Mr. MARKEY introduced the following bill; which was referred to the Committee
on Energy and Commerce

A BILL

To amend and extend the authorization of appropriations for
public broadcasting, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Public Telecommunica-
5 tions Act of 1988”.

6 **SEC. 2. PUBLIC TELECOMMUNICATIONS FACILITIES AUTHORI-**
7 **ZATION.**

8 Section 391 of the Communications Act of 1934 (47
9 U.S.C. 391) is amended—

10 (1) by striking “and” after “1987,”; and

1 (2) by inserting “\$36,000,000 for fiscal year
2 1989, \$39,000,000 for fiscal year 1990, and
3 \$42,000,000 for fiscal year 1991,” immediately after
4 “1988,”.

5 **SEC. 3. FINANCING OF CORPORATION FOR PUBLIC BROAD-**
6 **CASTING.**

7 (a) **GENERAL AUTHORIZATION.**—Section 396(k)(1)(C)
8 of the Communications Act of 1934 (47 U.S.C. 396(k)(1)(C))
9 is amended—

10 (1) by striking “and 1990” and inserting in lieu
11 thereof “1990, 1991, 1992, and 1993”;

12 (2) by striking “and” after “fiscal year 1989,”;
13 and

14 (3) by inserting before the period at the end there-
15 of the following: “, \$304,000,000 for fiscal year 1991,
16 \$354,000,000 for fiscal year 1992, and \$404,000,000
17 for fiscal year 1993”.

18 (b) **AUTHORIZATION FOR SATELLITE INTERCONNEC-**
19 **TION.**—Section 396(k) of the Communications Act of 1934
20 (47 U.S.C. 396(k)) is amended by adding at the end thereof
21 the following new paragraph:

22 “(10)(A) There is hereby established in the Treasury a
23 fund which shall be known as the Public Broadcasting Satel-
24 lite Interconnection Fund (hereinafter in this subsection re-

1 ferred to as the "Satellite Interconnection Fund"), to be ad-
2 ministered by the Secretary of the Treasury.

3 “(B) There is authorized to be appropriated to the Satel-
4 lite Interconnection Fund, for fiscal year 1991, the amount of
5 \$200,000,000. If such amount is not appropriated in full for
6 fiscal year 1991, the portion of such amount not yet appro-
7 priated is authorized to be appropriated for fiscal years 1992
8 and 1993. Funds appropriated to the Satellite Interconnec-
9 tion Fund shall remain available until expended.

10 “(C) The Secretary of the Treasury shall make available
11 and disburse to the Corporation, at the beginning of fiscal
12 year 1991 and of each succeeding fiscal year thereafter, such
13 funds as have been appropriated to the Satellite Interconnec-
14 tion Fund for the fiscal year in which such disbursement is to
15 be made.

16 “(D) Notwithstanding any other provision of this sub-
17 section except paragraphs (4), (5), (8), and (9), all funds ap-
18 propriated to the Satellite Interconnection Fund—

19 “(i) shall be distributed by the Corporation to the
20 licensees and permittees of noncommercial educational
21 television broadcast stations providing public telecom-
22 munications services or the national entity they desig-
23 nate for satellite interconnection purposes and to those
24 public telecommunications entities participating in the
25 public radio satellite interconnection system or the na-

1 tional entity they designate for satellite interconnection
2 purposes, exclusively for the capital costs of the re-
3 placement, refurbishment, or upgrading of their nation-
4 al satellite interconnection systems and associated
5 maintenance of such systems; and

6 “(ii) shall not be used for the general administra-
7 tive costs of the Corporation, the salaries or related ex-
8 penses of Corporation personnel and members of the
9 Board, or for expenses of consultants and advisers to
10 the Corporation.”.

11 **SEC. 4. DEFINITION OF INDEPENDENT PRODUCERS AND PRO-**
12 **DUCTION COMPANIES.**

13 Section 396(k)(3)(B) of the Communications Act of 1934
14 (47 U.S.C. 396(k)(3)) is amended by adding at the end there-
15 of the following new clause:

16 “(iii) For the purposes of this subparagraph, the terms
17 ‘independent producer’ and ‘independent production entity’
18 mean any person who—

19 “(I) is engaged in the production of television or
20 radio programs; and

21 “(II) with respect to such production, is not affili-
22 ated with the Corporation, Public Broadcasting Serv-
23 ice, or a public or commercial broadcasting licensee, or
24 any consortium, affiliation or other entity that includes
25 such a licensee, in a manner which would require or

1 permit such Corporation, Service, licensee, consortium,
2 affiliation, or entity to exercise editorial or financial
3 control over such production.”.

100TH CONGRESS
2D SESSION

H. R. 4118

To amend and extend the authorization of appropriations for public broadcasting,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 1988

Mr. MARKEY introduced the following bill; which was referred to the Committee
on Energy and Commerce

A BILL

To amend and extend the authorization of appropriations for
public broadcasting, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the "Public Telecommunica-
5 tions Act of 1988".

6 **SEC. 2. PUBLIC TELECOMMUNICATIONS FACILITIES AUTHORI-**
7 **ZATION.**

8 Section 391 of the Communications Act of 1934 (47
9 U.S.C. 391) is amended—

10 (1) by striking "and" after "1987,"; and

1 (2) by inserting “\$36,000,000 for fiscal year
2 1989, \$39,000,000 for fiscal year 1990, and
3 \$42,000,000 for fiscal year 1991,” immediately after
4 “1988,”.

5 **SEC. 3. FINANCING OF CORPORATION FOR PUBLIC BROAD-**
6 **CASTING.**

7 (a) **GENERAL AUTHORIZATION.**—Section 396(k)(1)(C)
8 of the Communications Act of 1934 (47 U.S.C. 396(k)(1)(C))
9 is amended—

10 (1) by striking “and 1990” and inserting in lieu
11 thereof “1990, 1991, 1992, and 1993”;

12 (2) by striking “and” after “fiscal year 1989,”;
13 and

14 (3) by inserting before the period at the end there-
15 of the following: “, \$304,000,000 for fiscal year 1991,
16 \$354,000,000 for fiscal year 1992, and \$404,000,000
17 for fiscal year 1993”.

18 (b) **AUTHORIZATION FOR SATELLITE INTERCONNEC-**
19 **TION.**—Section 396(k) of the Communications Act of 1934
20 (47 U.S.C. 396(k)) is amended by adding at the end thereof
21 the following new paragraph:

22 “(10)(A) There is hereby established in the Treasury a
23 fund which shall be known as the Public Broadcasting Satel-
24 lite Interconnection Fund (hereinafter in this subsection re-

1 ferred to as the "Satellite Interconnection Fund"), to be ad-
2 ministered by the Secretary of the Treasury.

3 “(B) There is authorized to be appropriated to the Satel-
4 lite Interconnection Fund, for fiscal year 1991, the amount of
5 \$200,000,000. If such amount is not appropriated in full for
6 fiscal year 1991, the portion of such amount not yet appro-
7 priated is authorized to be appropriated for fiscal years 1992
8 and 1993. Funds appropriated to the Satellite Interconnec-
9 tion Fund shall remain available until expended.

10 “(C) The Secretary of the Treasury shall make available
11 and disburse to the Corporation, at the beginning of fiscal
12 year 1991 and of each succeeding fiscal year thereafter, such
13 funds as have been appropriated to the Satellite Interconnec-
14 tion Fund for the fiscal year in which such disbursement is to
15 be made.

16 “(D) Notwithstanding any other provision of this sub-
17 section except paragraphs (4), (5), (8), and (9), all funds ap-
18 propriated to the Satellite Interconnection Fund—

19 “(i) shall be distributed by the Corporation to the
20 licensees and permittees of noncommercial educational
21 television broadcast stations providing public telecom-
22 munications services or the national entity they desig-
23 nate for satellite interconnection purposes and to those
24 public telecommunications entities participating in the
25 public radio satellite interconnection system or the na-

1 tional entity they designate for satellite interconnection
2 purposes, exclusively for the capital costs of the re-
3 placement, refurbishment, or upgrading of their nation-
4 al satellite interconnection systems and associated
5 maintenance of such systems; and

6 “(ii) shall not be used for the general administra-
7 tive costs of the Corporation, the salaries or related ex-
8 penses of Corporation personnel and members of the
9 Board, or for expenses of consultants and advisers to
10 the Corporation.”.

11 **SEC. 4. DEFINITION OF INDEPENDENT PRODUCERS AND PRO-**
12 **DUCTION COMPANIES.**

13 Section 396(k)(3)(B) of the Communications Act of 1934
14 (47 U.S.C. 396(k)(3)) is amended by adding at the end there-
15 of the following new clause:

16 “(iii) For the purposes of this subparagraph, the terms
17 ‘independent producer’ and ‘independent production entity’
18 mean any person who—

19 “(I) is engaged in the production of television or
20 radio programs; and

21 “(II) with respect to such production, is not affili-
22 ated with the Corporation, Public Broadcasting Serv-
23 ice, or a public or commercial broadcasting licensee, or
24 any consortium, affiliation or other entity that includes
25 such a licensee, in a manner which would require or

1 permit such Corporation, Service, licensee, consortium,
2 affiliation, or entity to exercise editorial or financial
3 control over such production.”.

100TH CONGRESS
2D SESSION

H. R. 4118

To amend and extend the authorization of appropriations for public broadcasting,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 1988

Mr. MARKEY introduced the following bill; which was referred to the Committee
on Energy and Commerce

A BILL

To amend and extend the authorization of appropriations for
public broadcasting, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Public Telecommunica-
5 tions Act of 1988”.

6 **SEC. 2. PUBLIC TELECOMMUNICATIONS FACILITIES AUTHORI-**
7 **ZATION.**

8 Section 391 of the Communications Act of 1934 (47
9 U.S.C. 391) is amended—

10 (1) by striking “and” after “1987,”; and

1 (2) by inserting “\$36,000,000 for fiscal year
2 1989, \$39,000,000 for fiscal year 1990, and
3 \$42,000,000 for fiscal year 1991,” immediately after
4 “1988,”.

5 **SEC. 3. FINANCING OF CORPORATION FOR PUBLIC BROAD-**
6 **CASTING.**

7 (a) **GENERAL AUTHORIZATION.**—Section 396(k)(1)(C)
8 of the Communications Act of 1934 (47 U.S.C. 396(k)(1)(C))
9 is amended—

10 (1) by striking “and 1990” and inserting in lieu
11 thereof “1990, 1991, 1992, and 1993”;

12 (2) by striking “and” after “fiscal year 1989,”;
13 and

14 (3) by inserting before the period at the end there-
15 of the following: “, \$304,000,000 for fiscal year 1991,
16 \$354,000,000 for fiscal year 1992, and \$404,000,000
17 for fiscal year 1993”.

18 (b) **AUTHORIZATION FOR SATELLITE INTERCONNEC-**
19 **TION.**—Section 396(k) of the Communications Act of 1934
20 (47 U.S.C. 396(k)) is amended by adding at the end thereof
21 the following new paragraph:

22 “(10)(A) There is hereby established in the Treasury a
23 fund which shall be known as the Public Broadcasting Satel-
24 lite Interconnection Fund (hereinafter in this subsection re-

1 ferred to as the “Satellite Interconnection Fund”), to be ad-
2 ministered by the Secretary of the Treasury.

3 “(B) There is authorized to be appropriated to the Satel-
4 lite Interconnection Fund, for fiscal year 1991, the amount of
5 \$200,000,000. If such amount is not appropriated in full for
6 fiscal year 1991, the portion of such amount not yet appro-
7 priated is authorized to be appropriated for fiscal years 1992
8 and 1993. Funds appropriated to the Satellite Interconnec-
9 tion Fund shall remain available until expended.

10 “(C) The Secretary of the Treasury shall make available
11 and disburse to the Corporation, at the beginning of fiscal
12 year 1991 and of each succeeding fiscal year thereafter, such
13 funds as have been appropriated to the Satellite Interconnec-
14 tion Fund for the fiscal year in which such disbursement is to
15 be made.

16 “(D) Notwithstanding any other provision of this sub-
17 section except paragraphs (4), (5), (8), and (9), all funds ap-
18 propriated to the Satellite Interconnection Fund—

19 “(i) shall be distributed by the Corporation to the
20 licensees and permittees of noncommercial educational
21 television broadcast stations providing public telecom-
22 munications services or the national entity they desig-
23 nate for satellite interconnection purposes and to those
24 public telecommunications entities participating in the
25 public radio satellite interconnection system or the na-

1 tional entity they designate for satellite interconnection
2 purposes, exclusively for the capital costs of the re-
3 placement, refurbishment, or upgrading of their nation-
4 al satellite interconnection systems and associated
5 maintenance of such systems; and

6 “(ii) shall not be used for the general administra-
7 tive costs of the Corporation, the salaries or related ex-
8 penses of Corporation personnel and members of the
9 Board, or for expenses of consultants and advisers to
10 the Corporation.”.

11 SEC. 4. DEFINITION OF INDEPENDENT PRODUCERS AND PRO-
12 DUCATION COMPANIES.

Section 396(k)(3)(B) of the Communications Act of 1934
(47 U.S.C. 396(k)(3)) is amended by adding at the end there-
of the following new clause:

16 “(iii) For the purposes of this subparagraph, the terms
17 ‘independent producer’ and ‘independent production entity’
18 mean any person who—

19 “(I) is engaged in the production of television or
20 radio programs; and

21 “(II) with respect to such production, is not affili-
22 ated with the Corporation, Public Broadcasting Serv-
23 ice, or a public or commercial broadcasting licensee, or
24 any consortium, affiliation or other entity that includes
25 such a licensee, in a manner which would require or

1 permit such Corporation, Service, licensee, consortium,
2 affiliation, or entity to exercise editorial or financial
3 control over such production.”.

100TH CONGRESS
2D SESSION

H. R. 4118

To amend and extend the authorization of appropriations for public broadcasting,
and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

MARCH 9, 1988

Mr. MARKEY introduced the following bill; which was referred to the Committee
on Energy and Commerce

A BILL

To amend and extend the authorization of appropriations for
public broadcasting, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Public Telecommunica-
5 tions Act of 1988”.

6 **SEC. 2. PUBLIC TELECOMMUNICATIONS FACILITIES AUTHORI-**
7 **ZATION.**

8 Section 391 of the Communications Act of 1934 (47
9 U.S.C. 391) is amended—

10 (1) by striking “and” after “1987,”; and

1 (2) by inserting “\$36,000,000 for fiscal year
2 1989, \$39,000,000 for fiscal year 1990, and
3 \$42,000,000 for fiscal year 1991,” immediately after
4 “1988,”.

5 **SEC. 3. FINANCING OF CORPORATION FOR PUBLIC BROAD-**
6 **CASTING.**

7 (a) **GENERAL AUTHORIZATION.**—Section 396(k)(1)(C)
8 of the Communications Act of 1934 (47 U.S.C. 396(k)(1)(C))
9 is amended—

10 (1) by striking “and 1990” and inserting in lieu
11 thereof “1990, 1991, 1992, and 1993”;

12 (2) by striking “and” after “fiscal year 1989,”;
13 and

14 (3) by inserting before the period at the end there-
15 of the following: “, \$304,000,000 for fiscal year 1991,
16 \$354,000,000 for fiscal year 1992, and \$404,000,000
17 for fiscal year 1993”.

18 (b) **AUTHORIZATION FOR SATELLITE INTERCONNEC-**
19 **TION.**—Section 396(k) of the Communications Act of 1934
20 (47 U.S.C. 396(k)) is amended by adding at the end thereof
21 the following new paragraph:

22 “(10)(A) There is hereby established in the Treasury a
23 fund which shall be known as the Public Broadcasting Satel-
24 lite Interconnection Fund (hereinafter in this subsection re-

1 ferred to as the "Satellite Interconnection Fund"), to be ad-
2 ministered by the Secretary of the Treasury.

3 “(B) There is authorized to be appropriated to the Satel-
4 lite Interconnection Fund, for fiscal year 1991, the amount of
5 \$200,000,000. If such amount is not appropriated in full for
6 fiscal year 1991, the portion of such amount not yet appro-
7 priated is authorized to be appropriated for fiscal years 1992
8 and 1993. Funds appropriated to the Satellite Interconnec-
9 tion Fund shall remain available until expended.

10 “(C) The Secretary of the Treasury shall make available
11 and disburse to the Corporation, at the beginning of fiscal
12 year 1991 and of each succeeding fiscal year thereafter, such
13 funds as have been appropriated to the Satellite Interconnec-
14 tion Fund for the fiscal year in which such disbursement is to
15 be made.

16 “(D) Notwithstanding any other provision of this sub-
17 section except paragraphs (4), (5), (8), and (9), all funds ap-
18 propriated to the Satellite Interconnection Fund—

19 “(i) shall be distributed by the Corporation to the
20 licensees and permittees of noncommercial educational
21 television broadcast stations providing public telecom-
22 munications services or the national entity they desig-
23 nate for satellite interconnection purposes and to those
24 public telecommunications entities participating in the
25 public radio satellite interconnection system or the na-

1 tional entity they designate for satellite interconnection
2 purposes, exclusively for the capital costs of the re-
3 placement, refurbishment, or upgrading of their nation-
4 al satellite interconnection systems and associated
5 maintenance of such systems; and

6 “(ii) shall not be used for the general administra-
7 tive costs of the Corporation, the salaries or related ex-
8 penses of Corporation personnel and members of the
9 Board, or for expenses of consultants and advisers to
10 the Corporation.”.

11 **SEC. 4. DEFINITION OF INDEPENDENT PRODUCERS AND PRO-**
12 **DUCTION COMPANIES.**

13 Section 396(k)(3)(B) of the Communications Act of 1934
14 (47 U.S.C. 396(k)(3)) is amended by adding at the end there-
15 of the following new clause:

16 “(iii) For the purposes of this subparagraph, the terms
17 ‘independent producer’ and ‘independent production entity’
18 mean any person who—

19 “(I) is engaged in the production of television or
20 radio programs; and

21 “(II) with respect to such production, is not affili-
22 ated with the Corporation, Public Broadcasting Serv-
23 ice, or a public or commercial broadcasting licensee, or
24 any consortium, affiliation or other entity that includes
25 such a licensee, in a manner which would require or

1 permit such Corporation, Service, licensee, consortium,
2 affiliation, or entity to exercise editorial or financial
3 control over such production.”.